

#RCE + *mm*

REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: Commissioner for Patents Box RCE Washington, DC 20231	Application Number	10/767,037
	Filing Date	January 28, 2004
	First Named Inventor	Charles W. Fink
	Art Unit	1742
	Examiner Name	Kastler
	Attorney Docket Number	162-CIP-D702-US

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. ☐ Other _____

b. ☒ Enclosed

i. ☒ Amendment/Reply

ii. ☐ Affidavit(s)/Declaration(s)

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Other _____

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other _____

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. _____

i. ☐ RCE fee required under 37 CFR 1.17(e) 03/16/2005 CCHAU1 00000061 10767037

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 395.00 OP

iii. ☐ Other _____

b. ☒ Check in the amount of \$ 395.00 enclosed # 471812

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

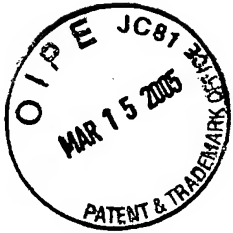
Name (Print/Type)	James G. Staples	Registration No. (Attorney/Agent)	19,013
Signature	James G. Staples	Date	March 14, 2005

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner For Patents, Box RCE, Washington, DC 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	James G. Staples	Date	March 14, 2005
Signature	James G. Staples		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Assistant Commissioner for Patents, Box RCE, Washington, DC 20231.



Case 162-CIP-DIV2-U.S. (RCE)

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants:	Charles W. Finkl et al)	
)	
Serial No.:	10/767,037)	Attention:
)	
Filing Date:	January 28, 2004)	Primary Examiner Scott Kastler
)	
Title:	Apparatus for Softening)	Art Unit 1742
	a Selected Portion of)	
	a Steel Object by Heating)	

AMENDMENT (37 CFR §1.114 SUBMISSION)

We submit this amendment, a 37 CFR §1.114 submission accompanying an RCE, following receipt of the January 18, 2005 Office Action to put the application in condition for allowance.



Case 162-CIP-DIV2-U.S. (RCE)

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicants:	Charles W. Finkl et al)	
)	
Serial No.:	10/767,037)	Attention:
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Filing Date:	January 28, 2004)	Examiner Kastler
)	
Title:	Apparatus for Softening)	Art Unit 1742
	a Selected Portion of)	
	a Steel Object by Heating)	

The Honorable Commissioner
of Patents and Trademarks
Washington, DC 20231

**LETTER ACCOMPANYING
REQUEST
FOR
CONTINUED EXAMINATION (RCE)**

We transmit herewith form PTO/SB/30 (08-00) filled out to reflect a request for continued examination of application serial number 10/767,037 together with a 37 CFR §1.114 Submission.

Also enclosed is a check for \$395.00 - for RCE filing fee, small entity.

The Examiner's attention is directed to the fact that the 37 CFR §114 Submission, an Amendment, is being filed simultaneously with this Request for Continued Examination.

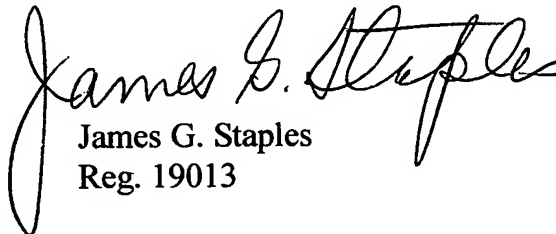
This Request for Continued Examination is filed to maintain the application in a continually pending status so that the Examiner can enter the Amendment submitted concurrently herewith.

We call the Examiner's attention to the fact that the accompanying "AMENDMENT - 37 CFR §1.114 Submission" contains further revisions over the unofficial submission sent to the Examiner about March 7.

The Examiner is respectfully requested to contact us if any matter remains outstanding which would preclude prompt passage of the application to allowance.

Respectfully submitted,

A. FINKL & SONS CO.



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